

REMARKS/ARGUMENTS

Interview with Examiner

A telephonic interview was conducted with the Examiner on Dec. 27, 2006, based on which amendments and arguments in support of patentability are being provided. Applicants believe that the amendments and arguments place the claims in a condition for allowance.

Claim Rejections under 35 U.S.C. 101

The Examiner has rejected claims 30, 33-45, 47, 48, 50, and 57-59 under 35 U.S.C. 101 as being directed to non-statutory subject matter.

In response, Applicants have amended independent claims 30, 42, 48 to include the limitations:

- (a) A computer readable storage medium including code; and
- (b) Wherein the code when executed by a processor causes operations.

Applicants submit that a computer readable storage medium that includes code is a tangible medium. Applicants further submit that support for computer readable storage medium may be found in page 12, line 19 (Paragraph 39) of the Application.

While in the written office action dated 9/27/2006 the Examiner had not raised any objections/rejections to the claim language that the “code is capable of causing operations”, the Examiner during the course of the interview conducted on 12/27/2007 appeared to object to the claim language that the “code is capable of causing operations”. In response, Applicants have amended independent claims 30, 42, 48 to include the claim language that “the code when executed by a processor causes operations”.

Based on informal indications provided by the Examiner during the telephonic interview conducted on Dec. 27, 2007, Applicants believe that the amendments to independent claims 30, 42, and 48 (the other rejected claims dependent directly or indirectly on the amended independent claims 30, 42, and 48) place the claims in a condition for allowance.

Conclusion

For all the above reasons, Applicant submits that the pending claims are patentable over the art of record. Applicants have indicated appropriate fees. Nonetheless, should any additional fees be required, please charge Deposit Account No. 09-0466.

The attorney/agent invites the Examiner to contact him at (310) 557-2292 if the Examiner believes such contact would advance the prosecution of the case.

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